IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

WP(C).No. 11060 of 2007(N)

PETITIONER:

ROSAMMA JOSEPH,
PHYSICAL EDUCATION TEACHER(PROTECTED)
L.M.HIGH SCHOOL, VENMANI, CHEGANNUR.

BY ADV. SRI.R.RAJASEKHARAN PILLAI

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED BY THE SECRETARY GENERAL EDUCATION DEPARTMENT.

2. THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA.

3. THE DIRECTOR OF PUBLIC INSTRUCTIONS THIRUVANANTHAPURAM.

4. THE DISTRICT EDUCATIONAL OFFICER, MAVELIKARA.

5. THE MANAGER, VISWABHARATHI MODEL HIGH SCHOOL, PANAYANARKAVU, KRISHNAPURAM P.O, KAYAMKULAM.

6. THE HEADMISTRESS, LOHIA MEMORIAL HIGH SCHOOL, VENMANI, CHENGANNUR.

BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.11060 OF 2007

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Dated this the 4th day of April, 2007.

JUDGMENT

Ext.P8 is the order challenged in this case. It is an order passed by the DPI. It is issued under Rule 12E(3) of Chapter XXIII KER. Petitioner has a right to file revision before the Government under Rule 12F. In such circumstances I am not inclined to go into the validity of Ext.P8.

2. Heard Government Pleader also.

If the petitioner prefers a revision before the Government under Rule 12F, the first respondent will consider and take a decision thereon in accordance with law within a period of two months from the date of receipt of the revision after affording an opportunity of hearing to the petitioner and any other affected party. If the petitioner seeks interim relief in the revision, the revisional authority will pass appropriate orders in accordance with law thereon within a period of five days from the date of receipt of the application seeking interim relief.

The writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.